



EFW

PATENT  
Customer Number 34,986  
Attorney Docket No. 01064.0011-16-000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Richard LEVY

Serial No.: 10/799,578

Filed: March 12, 2004

Continuation  
of parent application  
Serial No.: 08/943,123  
Filed: October 3, 1997

For: LUBRICANT COMPOSITIONS  
AND METHODS

Group Art Unit: (parent application) 1714

Examiner: (parent application) C. Toomer

**ATTENTION: MAIL STOP MISSING PARTS**

Commissioner for Patents  
P. O. Box 1450  
Alexandria Virginia 22313-1450

Sir:

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

Applicant's attorney acknowledges receipt of the February 16, 2005 Notice to File Missing Parts of Nonprovisional Application which alleged the application did not contain an Oath or Declaration. Applicant's attorney attaches a copy of the March 12, 2004 post card filed with this application, date stamped by the United States Patent and Trademark Office ["the Office"], and acknowledging receipt of the above identified "continuation application including Specification [and] Declaration . . . ." (Emphasis added.) Applicant's attorney therefore requests the Office to rescind its Notice to File Missing Parts of Nonprovisional

Serial No. 10/799,578  
Response to Notice to File Missing Parts  
Response Dated: March 21, 2005

Application in this case since they have previously acknowledged receipt of the Declaration they now allege the application does not contain.

Respectfully submitted,

THE LAW OFFICES OF ROBERT J. EICHELBURG

By:   
Robert J. Eichelburg, Reg. No 23,057

Dated: March 21, 2005

**Certificate of Mailing under 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service under 37 C.F.R. § 1.8 on the date indicated below and is addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. BOX 1450, Alexandria, Virginia 22313 -1450

By:   
Robert J. Eichelburg, Reg. No 23,057

Dated: March 21, 2005



MAR 24 2005

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/799,578	03/12/2004	Richard Levy	01064.0011-16-000

THE LAW OFFICES OF ROBERT J. EICHELBURG  
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 196 Acton Road  
 Annapolis, MD 21403

CONFIRMATION NO. 6458

## FORMALITIES LETTER



\*OC000000015199989\*

Date Mailed: 02/16/2005

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$65** for a Small Entity

- \$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

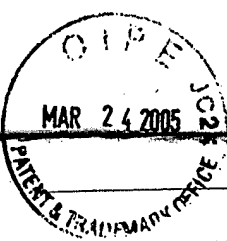
*A copy of this notice **MUST** be returned with the reply.*

Z. Moques

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



BEST AVAILABLE COPY

PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:

In Re Application of: Richard Levy

Continuation of Serial No.: 08/943,123 filed October 3, 1997 Group Art Unit: 1714 (parent app.)

Filed: To be assigned

Examiner: C. Toomer (parent app.)

For: LUBRICANT COMPOSITIONS AND METHODS

1. Letter and continuation application including Specification, Declaration, Small Entity statement, and assignment (88 pp.) with 37 C.F.R. § 1.10 Certif. of mailing.
2. Information Disclosure Statement with a 37 C.F.R. § 1.10 Certif. of mailing and 5 PTO Forms 1449 (8 pp.)

Dated: March 12, 2004

Docket No.: 01064.0011-16-000

RJE/dgs - Mail Drop Suite 200

15364 U.S. PTO  
10/799578

(Due Date: N.A.)

